

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

PHILIP PEAKE

Plaintiff,

Case No. 2:05-CV-72520
Judge Denise Page Hood

v.

NATIONAL CITY BANK OF MICHIGAN,

Defendant.

ORDER DENYING DEFENDANT'S ORAL RULE 50 MOTION FOR JUDGMENT AS A
MATTER OF LAW
AND
GRANTING AND DENYING IN PART DEFENDANT'S MOTION TO BAR
PLAINTIFF'S CLAIM FOR DAMAGES
AND
WITHDRAWING DEFENDANT'S MOTION FOR SANCTION

This matter is before the Court on Defendant's Oral Rule 50 Motion for Judgment as a Matter of Law, made October 15, 2008, during the above-captioned jury trial. This matter is also before the Court on Defendant's Motion to Bar Plaintiff's Claims for Damages after July 12, 2006 [**Docket No. 86, filed Oct. 6, 2008**]. This matter is also before the Court on Defendant's Motion for Sanctions [**Docket No. 81, filed July 3, 2008**].

For the reasons stated in the record on October 16, 2008,

IT IS ORDERED that Defendant's Oral Rule 50 Motion for Judgment as a Matter of Law is **DENIED**.

IT IS FURTHER ORDERED that Defendant's Motion to Bar Plaintiff's Claim for Damages after July 12, 2006 [**Docket No. 86, filed Oct. 6, 2008**] is **GRANTED IN PART** and **DENIED IN PART**.

IT IS FURTHER ORDERED the Defendant's Motion for Sanctions [**Docket No. 81, filed July 3, 2008**] is **WITHDRAWN**.

S/Denise Page Hood
Denise Page Hood
United States District Judge

Dated: October 24, 2008

I hereby certify that a copy of the foregoing document was served upon counsel of record on October 24, 2008, by electronic and/or ordinary mail.

S/Lisa Ware for William F. Lewis
Case Manager